

THE STATE OF NEW HAMPSHIRE

SUPERIOR COURT

HILLSBOROUGH, NORTH, SS.

APRIL 2007

State of New Hampshire v. Michael Addison

No. 07-S-0254

AGREEMENT OF THE PARTIES ON DEFENDANT'S MOTION TO PROTECT
INTERESTS OF THE ACCUSED IN PRIVILEGED OR CONFIDENTIAL RECORDS

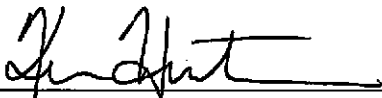
The State of New Hampshire and the Defense respectfully request that the Court enter an order approving of the following agreement on Defendant's Motion To Protect Interests Of The Accused In Privileged Or Confidential Records. The parties agree as follows:

1. This agreement pertains to "confidential records" in which the Accused may have an interest of statutory or constitutional privilege or confidentiality. This includes but is not limited to records such as psychiatric records, counseling records, medical records, juvenile records and educational records.
2. If any confidential records have been obtained by the State, through the grand jury or otherwise, the State will produce those records in discovery. If the means by which the records were obtained is not evident, the State will identify for the Defense how the records were obtained.
3. If the State seeks any confidential records in the future, the State will notify the Defense so that there will be a reasonable opportunity for the Defense to object and be heard unless the State seeks the records by filing an ex parte motion with the Court. If the State proceeds ex parte, the pleadings, the court order and any records obtained shall be filed under seal in the record with a notation that the Defense objects to the process and disclosure of the records.

WHEREFORE, the parties respectfully request that the Court make this agreement an order of the Court.

Respectfully submitted this 13th day of April 2007,

Counsel for the State of New Hampshire




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APPROVED. SO ORDERED.



Kathleen A. McGuire
Presiding Justice

4/13/07